

**REGULAR MEETING  
CITY COUNCIL  
March 2, 2006**

**ROLL CALL:**

MR. WOJCIK, MR. MCGRATH, MR. RYAN, MR. DUNNE, MR. KROGH, MRS. COLLIER, MR. CAMPANA, MRS. MAHAR  
DERGURAHIAN, PRESIDENT BAUER

ABSENT:

**Ordinance No.** 1 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** McGrath

**ORD. #1**

**ORDINANCE AMENDING THE 2006 CITY BUDGET TO ACCEPT INSURANCE FUNDS AND TO  
AUTHORIZE EXPENDITURE FOR THE  
CONTENTS AND CODE UPGRADES FOR THE DPW GARAGE**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2006 Budget is hereby amended to accept insurance funds paid to the City resulting from the DPW garage fire and appropriating those funds to the Facilities Bureau for the purpose of contents replacement and code upgrades as per the attached Schedule "A" entitled:

"Budget Amendment – DPW Garage Insurance Recovery"

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 23, 2006

\_\_\_\_\_  
David Mitchell, Corporation Counsel

**Ordinance ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Ordinance No. 2 Date March 2, 2006  
 Introduced by Council Member Bauer  
 At the request of Administration Seconded by Campana  
 Motion to amend by Council Member Krogh Seconded by McGrath

ORD # 2

**ORDINANCE AMENDING THE TROY CITY CODE OF ORDINANCES CHAPTER 216 "PARKS  
AND RECREATION"**

The City of Troy, convened in City Council, ordains as follows:

Section 1. Chapter 216 of the Troy City Code Ordinances, "Parks and Recreation", is hereby amended by the amended sections 216-7 to 216-13 as follows:

**SEE SCHEDULE "A" ATTACHED HERETO AND MADE A PART HEREOF**

Section 2. This act shall take effect immediately.

Approved as to form, February 15, 2006

David B. Mitchell, Corporation Counsel

**Motion to Amend ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Ordinance as Amended ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

**SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION**

Ordinance No. 3 Date March 2, 2006  
 Introduced by Council Member Bauer  
 At the request of Administration Seconded by Krogh  
 Motion to Amend by Council Member DerGurahian Seconded by Dunne

ORD # 3

**ORDINANCE AMENDING THE TROY CITY CODE OF ORDINANCES CHAPTER 285-67  
"ZONING DISTRICT REGULATIONS"**

The City of Troy, convened in City Council, ordains as follows:

Section 1. Article IV of Chapter 285 of the Troy City Code Ordinances, "Zoning District Regulations", is hereby amended by the amending section 285-67(D) to read as follows:

285-67

- D. Enlargement: Non-conforming uses may be enlarged only through the granting of a special use permit by the Zoning Board of Appeals (ZBA). Each application to the ZBA for enlargement shall be considered on its own merits with the ZBA taking into consideration factors including, but not limited to: (1)the size of the proposed expansion as a percentage to the existing non-conforming use; (2)the nature, quality, characteristics, and different uses of the surrounding neighborhood within a one-half mile radius; (3)input from property owners contiguous to the property seeking expansion of the non-conforming use; and (4)any and all other factors or characteristics determined by the ZBA to be significant in the analysis and determination of approving or denying the application for the enlargement of a non-conforming use. No one factor shall be the sole determining factor in approving or denying the proposed enlargement of non-conforming use. The granting of a proposed enlargement of a non-conforming use is solely within the purview of the Zoning Board of Appeals (ZBA) including, but not limited to, the size of the enlargement granted and the frequency of approved enlargements granted on any parcel. The enlargement of a non-conforming use requires a special use permit in all zones except R-1 and P, in which no non-conforming use enlargements shall be allowed. Under no circumstances shall more than one enlargement be allowed per property for a five-year period, commencing from the date of application for the initial enlargement.

Section 2. This act shall take effect immediately.

Approved as to form, March 2, 2006

---

**David B. Mitchell, Corporation Counsel**

**Motion to Amend ADOPTED by the following vote:**

**Ayes: 8**

**Noes: 1 - Bauer**

**Abstain: 0**

**Ordinance as Amended ADOPTED by the following vote:**

**Ayes: 7**

**Noes: 2 – DerGurahian, Dunne**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Vetoed and returned 03-16-06**

MAYOR'S VETO MESSAGE AND SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

<b>Ordinance No.</b> <u>4</u>	<b>Date</b> <u>March 2, 2006</u>
<b>Introduced by Council Member</b> <u>Bauer</u>	
<b>At the request of</b> <u>Administration</u>	<b>Seconded by</b> <u>McGrath</u>
<b>Motion to TABLE by Council Member</b> <u>Wojcik</u>	<b>Seconded by</b> <u>Krogh</u>

# TABLED

ORD # 4

## ORDINANCE AMENDING CHAPTER 275 “VEHICLES, JUNKED”

---

The City of Troy, convened in City Council, ordains as follows:

Section 1. Chapter 275 of the Troy City Code Ordinances, “Vehicles, Junked”, is hereby amended by the amended Sections 275-3(A), 275-3(B) and 275-11 shall be amended, in their entirety, to read as follows:

### Section 275-3: Motor Vehicles Prohibited - Removal of vehicles from Real Property

- A. Any Person, Firm, Partnership, Corporation, Limited Liability Company or any other Legal Entity who owns, leases or occupies any parcel of Real Property within the City of Troy, which consists, in whole or in part, of vacant land, upon which land has been placed, any motor vehicle –whether or not it is licensed and/or registered- abandoned, junked, discarded or otherwise, whether placed there by such vehicle owner, property owner or another, shall remove any and all such vehicles from that land within 24 hours from a notice and warning from the Commissioner of Public Works or his/her authorized representative from the department of code enforcement. A motor vehicle may never be stored on private property unless that vehicle is stored and kept in a garage -which has a certificate of occupancy – or upon a City approved driveway located on that private property, or on any approved private parking area or public parking area within the City right of way.
- B. After the 24 hour notice and warning, as provided for in sub-section “A” hereinabove, and when any such vehicle has not been removed from the property as directed by the Commissioner of Public Works, or his/her authorized representative from the department of code enforcement, the Commissioner is hereby authorized to direct the removal of that vehicle from the property by a City employee or an authorized agent. All costs associated with the removal and storage of that vehicle will be added to and constitute a part of the fine prescribed in Chapter 1, General provisions. In addition, the City of Troy will also relevy those unpaid costs against the property tax bill of the property for which the vehicle was removed.**

### 275-11 Persons Responsible: Penalties for Offenses.

No Person, Firm, Partnership, Corporation, Limited Liability Company or any other Legal Entity who owns, leases or occupies any parcel of Real Property within the City of Troy shall cause any vehicle to be stored on any private lands within the City of Troy.

The owner of the vehicle(s) and/or the owner of the real property where the vehicle(s) is being stored can be charged under this Chapter 275 for each vehicle stored on the property. Each and every 24-hour period there is a vehicle stored on a private property is a separate violation of this chapter. There shall be a rebuttable presumption that the owner of any vehicle, licensed or not, caused such vehicle to be stored on

the property. A violation of this section, by the real property owner or the vehicle owner, shall be punishable by a fine of not less than \$250 and no more than \$1,000 per vehicle/ per 24-hour period. The

term “owner” shall be defined as provided in section 1224(7)(e) of the Vehicle and Traffic Laws of New York State.

Section 2. This act shall take effect immediately.

Approved as to form, February 23, 2006

---

David B. Mitchell, Corporation Counsel

**Motion to Table ADOPTED by the following vote:**

**Ayes: 8**

**Noes: 1**

**Abstain: 0**

**Ordinance No.** 5 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** Ryan

**ORD. #5**

**ORDINANCE AMENDING THE 2006 CITY BUDGET TO ACCEPT FUNDS FROM THE BUREAU  
OF JUSTICE ASSISTANCE AND THE STATE OF NEW YORK FOR THE PURCHASE OF  
REPLACEMENT BULLET PROOF VESTS**

---

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy 2006 budget is herein amended as set forth in Schedule A entitled:

**Bullet Proof Vest Budget Amendment**

which is attached hereto and made a part hereof

Section 2. This act will take effect immediately.

Approved as to form, February 23, 2006

---

David B. Mitchell, Corporation Counsel

**Ordinance ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03/16/06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Ordinance No.** 6 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** Campana

**ORD. #6**

**ORDINANCE AUTHORIZING SETTLEMENT OF CLAIM AGAINST THE CITY OF TROY BY  
 POLICE OFFICER BRIAN OWENS**

The City of Troy, in City Council, convened, ordains as follows:

Section 1. The City of Troy Council authorizes the office of the Corporation Counsel to settle this litigation pursuant to the terms and in the amount identified in the attached Settlement Agreement and Letter from City of Troy Labor Counsel – Goldberger and Kremer. The Corporation Counsel shall obtain an executed Stipulation of Discontinuance and General Release in full satisfaction of the claim prior to payment.

Section 2. This Ordinance shall take effect immediately.

Approved as to form, February 23, 2006

David B. Mitchell, Corporation Counsel

**Ordinance ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-08-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 1 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** McGrath

**RES. #1**

**RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A ONE-YEAR CONTRACT  
 EXTENSION AGREEMENT WITH EMPLOYEE SERVICES, INC. FOR THE PURPOSES OF  
 PROVIDING AN EMPLOYEE ASSISTANCE PROGRAM FOR THE CITY OF TROY WORKFORCE**

WHEREAS, the City of Troy is desirous of continuing to provide an available resource to the City workforce to assist employees and their families in dealing with personal problems which may have an effect on their job performance, and

WHEREAS, the funding for this service is within the Personnel Department's budget.

NOW THEREFORE BE IT RESOLVED, the City Council of the City of Troy hereby authorizes the Mayor to enter into a one-year contract extension agreement with Employee Services, Inc. for the purposes of providing an employee assistance program for the City of Troy workforce.

Approved as to form, February 15, 2006

David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Resolution No. 2 Date March 2, 2006  
 Introduced by Council Member Bauer  
 At the request of Administration Seconded by DerGurahian, Krogh

**RES. #2**

**RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A  
 CONTRACT AUTHORIZING THE EXTENSION OF THE DISTRICT  
 AND TO PROVIDE WATER AND SEWER TO BRUNSWICK  
 MEADOWS, A NEW SUBDIVISION OFF ROUTE 142**

WHEREAS, the City of Troy is desirous of providing water and sewer to Brunswick Meadows, a new development located at the corner of Hialeah Drive and New York State Route 142, and

WHEREAS, the water and sewer lines shall provide service to the property identified as Tax Map No.: 800-2-3, referred to as the Brunswick Meadows Planned Development District, in the Town of Brunswick.

NOW THEREFORE BE IT RESOLVED, the City Council of the City of Troy hereby authorizes the Mayor to enter into a contract and execute all ancillary documents authorizing the extension of the district and to provide water and sewer to Brunswick Meadows, a new subdivision off Route 142, in substantial conformance with the contract in schedule "A" attached hereto and made a part hereof.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Resolution No. 3 Date March 2, 2006  
Introduced by Council Member Bauer  
At the request of Administration Seconded by Collier

**RES. #3**

**RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST  
INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID  
ELIGIBLE COSTS, OF TRANSPORT FEDERAL AID PROJECT, AND APPROPRIATING FUNDS  
THEREOF**

WHEREAS, a Project for the Reconstruction of Route 2, 11<sup>th</sup> Street to Pawling Avenue, P.I.N. 1753.39 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Troy desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary Engineering and ROW incidentals.

NOW, THEREFORE, the City Council, duly convened does hereby

RESOLVE, that the City Council hereby approves the above-subject project; and it is hereby further

RESOLVED, that the City Council hereby authorizes the City of Troy to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary Engineering and ROW Incidentals work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$504,000.00 (Five hundred four thousand dollars and no cents) has already been appropriated pursuant to Ordinance No. 8 adopted by the Troy City Council on May 7, 1998 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that an additional sum of \$583,000.00 (Five hundred eighty three thousand dollars and no cents) is hereby appropriated pursuant to Ordinance #12 adopted by the Troy City Council on March 1, 2001 and made available to cover the additional cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the City Council of the City of Troy shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Mayor of the City of Troy be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the City of Troy with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, this resolution shall take effect immediately.

Approved as to form, February 15, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-15-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 4 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** McGrath

**RES. #4**

**RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT THE GRANT APPLICATION FOR THE  
COMBINED SEWER OVERFLOWS (CSOs)  
LONG-TERM CONTROL PLAN (LTCP) PROGRAM**

---

WHEREAS, the City of Troy is a member of the "Albany Pool Communities", and

WHEREAS, the Capital District Regional Planning Commission has taken the lead in organizing a collaborative regional consortium to coordinate the efforts of the "Albany Pool" communities to develop a comprehensive inter-municipal Phase I Long- Term Control Plan (LTCP) for combined sewer overflows (CSO) discharging into a portion of the Hudson River, and

WHEREAS, the City of Troy, in an effort to facilitate the award of this \$200,000.00 grant must submit, as co-applicant, the grant application, attached hereto and made a part hereof.

NOW THEREFORE BE IT RESOLVED, the City Council of the City of Troy hereby authorizes the Mayor to submit the grant application for the combined sewer overflows (CSO's) Long-Term Control Plan (LTCP) program, as attached hereto and made a part hereof.

Approved as to form, February 15, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-14-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Resolution No. 5 Date March 2, 2006  
Introduced by Council Member Bauer  
At the request of Administration Seconded by Krogh

**RES #5**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE  
RENSSELAER COUNTY SEWER DISTRICT #1 FOR RENTAL OF THE CITY SEWERS**

\_\_\_\_\_  
WHEREAS, certain city sewers are utilized by the Rensselaer County Sewer District #1 to convey sewage from portions of the Towns of Brunswick, Schaghticoke, North Greenbush as well as sewage of the City of Troy to the Sewer District's interceptor system and to discharge into the same; and

WHEREAS, the use of said sewers by said Towns and the City of Troy will require expenditures for the supervision, maintenance and repair thereof; and

WHEREAS, the City Administration and the Administration of the Rensselaer County Sewer District #1 have come to a tentative agreement on the terms of rental by the Sewer District of certain city sewers, subject to the approval of the Board of the Rensselaer County Sewer District #1, the Rensselaer County Legislature, and City of Troy City Council.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into an agreement on behalf of the City of Troy with the Rensselaer County Sewer District #1, the content of said agreement to be substantially

in the form of the agreement on file in the office of the Troy City Clerk and the office of the Corporation Counsel and by reference incorporated herein, as attached hereto and made a part hereof.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-06-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 6 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** Campana

**RES. #6**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE  
RENSSELAER COUNTY SEWER DISTRICT #1 FOR UTILIZING THE CITY'S COMPUTERIZED  
WATER AND SEWER BILLING AND COLLECTION SYSTEM**

\_\_\_\_\_  
WHEREAS, the previous perpetual agreement dated the 28th day of November, 1995, expired  
on the 31st day of December 2005, and

WHEREAS, the Rensselaer County District #1 is desirous of continuing the utilization of the City of Troy's  
computerized billing and collection system; and

WHEREAS, the City Administration and the Administration of the Rensselaer County Sewer District #1 and the  
Rensselaer County Legislature have come to a tentative agreement on the terms and charges for these services, subject to  
the approval of the Rensselaer County Sewer District #1, the Rensselaer County Legislature and the Troy City Council.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into an agreement on behalf  
of the City of Troy with the Rensselaer County Sewer District #1, the content of said agreement to be substantially in the  
form of the agreement on file in the office of the Troy City Clerk and the office of the Corporation Counsel and by  
reference incorporated herein, as attached hereto and made a part hereof.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-06-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 7 **Date** March 2, 2006

**Introduced by Council Member** Bauer

**At the request of** Administration **Seconded by** DerGurahian

**RES. #7**

**RESOLUTION APPOINTING COMMISSIONER OF DEEDS**

BE IT RESOLVED, that the City Council hereby appoints the following persons, as identified in Schedule “A”, attached hereto and made a part hereof, Commissioners of Deeds for the City of Troy for the terms identified in Schedule “A”.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 8 **Date** March 2, 2006

**Introduced by Council Member** Bauer

**At the request of** Administration **Seconded by** Ryan

**RES. #8**

**RESOLUTION RE-APPOINTING  
CITY MARSHALS OF THE CITY OF TROY**

---

WHEREAS, pursuant to Section 13.06 of the City Charter of Troy, the City Council is authorized to appoint as many persons as may be necessary, not exceeding five (5) unless a greater number be at any time prescribed by the City Council to act as Marshals of the City Court;

WHEREAS, the re-appointment of Jack Smith as Troy City Marshal effective immediately;

WHEREAS, the re-appointment of Tony Burke as Troy City Marshal effective immediately; and

WHEREAS, re-appointment of Tom Casey as Troy City Marshal effective immediately.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby appoints Jack Smith, Tony Burke and Tom Casey as City Marshals of City Court of the City of Troy for a two-year appointment.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 8**

**Noes: 1 - Dunne**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No.** 9 **Date** March 2, 2006  
**Introduced by Council Member** Bauer  
**At the request of** Administration **Seconded by** Krogh

**RES. #9**

**RESOLUTION AMENDING THE NON-REPRESENTATIVE EMPLOYEES POLICY  
FOR THE CITY OF TROY**

---

WHEREAS, THE city of Troy has previously passed a resolution to enact a policy setting forth the wages, benefits, working conditions and other terms of employment for all City employees who are not represented by a bargaining unit; and

WHEREAS, Appendix “D”, attached hereto and made a part hereof, of said policy sets the pay scale for Temporary/Seasonal Employees; and

WHEREAS, the City of Troy has determined that it needs to increase the hourly pay rate of those positions in appendix "D" in order to recruit and retain a capable workforce.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby amends Appendix "D" with the appendix "D", attached hereto and made a part hereof, of the Non-Representative Employee Policy to reflect the wages as articulated in that appendix.

Approved as to form, February 16, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-16-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

**Resolution No. 10 Date March 2, 2006**

**Introduced by Council Member Bauer**

**At the request of Administration Seconded by Krogh**

**RES. #10**

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A FIVE-YEAR LEASE  
AGREEMENT WITH W&B GOLF CARTS, INC. FOR GOLF CARTS FOR FREAR  
PARK GOLF COURSE**

\_\_\_\_\_  
WHEREAS, the City of Troy is desirous of leasing a fleet of golf carts from W&B Golf carts, Inc., and

WHEREAS, W&B Golf Carts, Inc. is the lowest cost provider of golf carts to the City, and

WHEREAS, the lease with W&B Golf Carts, Inc. will be a five (5) year lease for sixty-seven (67) golf carts per year, each and every year, for five consecutive years at an annual cost of \$50,540.00, inclusive of storage and maintenance.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Troy hereby authorizes the Mayor to enter into a five (5) year lease agreement with W&B Golf Carts, Inc. for sixty-seven (67) golf carts at an annual cost of \$50,540.00.

Approved as to form, February 23, 2006

\_\_\_\_\_  
David B. Mitchell, Corporation Counsel

**Resolution ADOPTED by the following vote:**

**Ayes: 9**

**Noes: 0**

**Abstain: 0**

**Sent to the Mayor 03-03-06 for Executive Action – Approved and returned 03-06-06**

SUPPORT DOCUMENTATION ON FILE WITH LEGISLATION

Motion to adjourn by McGrath; seconded by Dunne

Meeting adjourned at 9:07pm.